

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF WYOMING

FILED  
U.S. DISTRICT COURT  
DISTRICT OF WYOMING  
2014 NOV 19 PM 12 58  
STEPHAN HARRIS, CLERK  
CASPER

UNITED STATES OF AMERICA,

Plaintiff,

v.

NOEMI ALVAREZ AVILA  
(Counts 1 and 2)

and

BALDOMERO JUAREZ  
GUEVARRA, a.k.a. BALDOMERO  
GUEVARA  
(Counts 1, 2 and 3)

Defendants.

No. \_\_\_\_\_

Ct. 1: 21 U.S.C. §§ 841(a)(1) and  
(b)(1)(B)(viii) and 18 U.S.C. § 2  
(Possession with Intent to Distribute  
Methamphetamine and Aiding and  
Abetting)

Ct. 2: 21 U.S.C. §§ 846 and 841(a)(1) and  
(b)(1)(B)(viii)  
(Conspiracy to Possess with Intent to  
Distribute, and to Distribute,  
Methamphetamine)

Ct. 3: 8 U.S.C. §§ 1326(a)(1) and (2)  
(Illegal Re-Entry of Previously  
Deported Alien into the United  
States)

14 CR 279-S

INDICTMENT

THE GRAND JURY CHARGES THAT:

COUNT ONE

On or about September 27, 2014, in the District of Wyoming, the Defendants, **NOEMI ALVAREZ AVILA** and **BALDOMERO JUAREZ GUEVARRA, a.k.a. BALDOMERO GUEVARA**, did knowingly, intentionally, and unlawfully possess with intent to distribute 50 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, and the Defendants, **NOEMI ALVAREZ AVILA** and **BALDOMERO JUAREZ GUEVARRA, a.k.a. BALDOMERO GUEVARA**, did knowingly aid and abet one another in the commission of said offense.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii) and 18 U.S.C. § 2.

**COUNT TWO**

From on or about September 20, 2014, through and including on or about September 27, 2014, in the District of Wyoming, the Defendants, **NOEMI ALVAREZ AVILA** and **BALDOMERO JUAREZ GUEVARRA, a.k.a. BALDOMERO GUEVARA**, did knowingly, intentionally and unlawfully combine, conspire, confederate, and agree with each other and other persons known and unknown to the grand jury to possess with intent to distribute, and to distribute, 50 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

In violation of 21 U.S.C. §§ 846 and 841(a)(1) and (b)(1)(B)(viii).


**COUNT THREE**

On or before September 29, 2014, in the District of Wyoming, the Defendant, **BALDOMERO JUAREZ GUEVARRA, a.k.a. BALDOMERO GUEVARA**, an alien who had previously been deported, was found to be intentionally in the United States, at Yellowstone National Park, Wyoming, the said Defendant having not obtained the consent of the Attorney General of the United States or his successor, the Secretary of Homeland Security, to reapply for admission into the United States.

In violation of 8 U.S.C. §§ 1326(a)(1) and (2).

A TRUE BILL:

"Ink signature on file in clerk's office"  
FOREPERSON

  
\_\_\_\_\_  
CHRISTOPHER A. CROFTS  
United States Attorney

**PENALTY SUMMARY**

**DEFENDANT NAME:** NOEMI ALVAREZ AVILA

**DATE:** NOVEMBER 13, 2014

**INTERPRETER NEEDED:** \_\_\_\_\_ Yes \_\_\_\_\_ X No

THE GOVERNMENT, PURSUANT TO RULE 18, F.R.Cr.P., WITH DUE REGARD FOR THE CONVENIENCE OF THE DEFENDANT, ANY VICTIM AND WITNESSES, AND THE PROMPT ADMINISTRATION OF JUSTICE, REQUESTS TRIAL BE HELD IN:

\_\_\_\_\_ Cheyenne \_\_\_\_\_ X Casper \_\_\_\_\_ Lander \_\_\_\_\_ No Preference

**VICTIM:** \_\_\_\_\_ Yes \_\_\_\_\_ X No

**SEAL CASE:** \_\_\_\_\_ Yes \_\_\_\_\_ X No

**OFFENSE AND PENALTIES:**

**OFFENSE: Ct. 1:** 21 U.S.C. §§ 841(a)(1) AND (b)(1)(B)(viii) and 18 U.S.C. § 2  
(POSSESSION WITH INTENT TO DISTRIBUTE  
METHAMPHETAMINE AND AIDING AND ABETTING)

**PENALTIES:** NLT 5 YEARS TO NMT 40 YEARS IMPRISONMENT  
\$5,000,000 FINE  
NLT 4 YEARS NMT 5 YEARS SUPERVISED RELEASE  
\$100 SPECIAL ASSESSMENT

**OFFENSE: Ct. 2:** 21 U.S.C. §§ 846 and 841(a)(1) and (b)(1)(B)(vii)  
(CONSPIRACY TO POSSESS WITH INTENT TO  
DISTRIBUTE, AND TO DISTRIBUTE,  
METHAMPHETAMINE)

**PENALTIES:** NLT 5 YEARS TO NMT 40 YEARS IMPRISONMENT  
\$5,000,000 FINE  
NLT 4 YEARS NMT 5 YEARS SUPERVISED RELEASE  
\$100 SPECIAL ASSESSMENT

**TOTALS:** NLT 5 YEARS TO 40 YEARS IMPRISONMENT  
\$10,000,000 FINE  
NLT 4 YEARS NMT 5 YEARS SUPERVISED RELEASE  
\$200 SPECIAL ASSESSMENT

**PENALTY SUMMARY**

**DEFENDANT NAME:** **BALDOMERO JUAREZ GUEVARRA, a.k.a. BALDOMERO GUEVARA**

**DATE:** NOVEMBER 13, 2014

**INTERPRETER NEEDED:** \_\_\_\_\_ Yes \_\_\_\_\_ X No

THE GOVERNMENT, PURSUANT TO RULE 18, F.R.Cr.P., WITH DUE REGARD FOR THE CONVENIENCE OF THE DEFENDANT, ANY VICTIM AND WITNESSES, AND THE PROMPT ADMINISTRATION OF JUSTICE, REQUESTS TRIAL BE HELD IN:

\_\_\_\_\_ **Cheyenne** \_\_\_\_\_ X **Casper** \_\_\_\_\_ **Lander** \_\_\_\_\_ **No Preference**

**VICTIM:** \_\_\_\_\_ Yes \_\_\_\_\_ X No

**SEAL CASE:** \_\_\_\_\_ Yes \_\_\_\_\_ X No

**OFFENSE AND PENALTIES:**

**OFFENSE: Ct. 1:** **21 U.S.C. §§ 841(a)(1) AND (b)(1)(B)(viii) and 18 U.S.C. § 2**  
**(POSSESSION WITH INTENT TO DISTRIBUTE**  
**MARIJUANA AND AIDING AND ABETTING)**

**PENALTIES:** NLT 5 YEARS TO NMT 40 YEARS IMPRISONMENT  
\$5,000,000 FINE  
NLT 4 YEARS NMT 5 YEARS SUPERVISED RELEASE  
\$100 SPECIAL ASSESSMENT

**OFFENSE: Ct. 2:** **21 U.S.C. §§ 846 and 841(a)(1) and (b)(1)(B)(vii)**  
**(CONSPIRACY TO POSSESS WITH INTENT TO**  
**DISTRIBUTE, AND TO DISTRIBUTE, MARIJUANA)**

**PENALTIES:** NLT 5 YEARS TO NMT 40 YEARS IMPRISONMENT  
\$5,000,000 FINE  
NLT 4 YEARS NMT 5 YEARS SUPERVISED RELEASE  
\$100 SPECIAL ASSESSMENT

**OFFENSE: Ct. 3:** **8 U.S.C. §§ 1326(a)(1) and (2)**  
**(ILLEGAL RE-ENTRY OF PREVIOUSLY DEPORTED ALIEN**  
**INTO THE UNITED STATES)**

**PENALTIES:** 0-2 YEARS IMPRISONMENT  
\$250,000 FINE  
1 YEAR SUPERVISED RELEASE

\$100 SPECIAL ASSESSMENT

**TOTALS:**

NLT 5 YEARS TO 40 YEARS IMPRISONMENT

\$10,250,000 FINE

NLT 4 YEARS NMT 5 YEARS SUPERVISED RELEASE

\$300 SPECIAL ASSESSMENT

**AGENT:** SA DAN KIRSCHNER/SA MIKE JHANDA **AUSA:** TIMOTHY W. GIST

**ESTIMATED TIME OF TRIAL:**   X   1-5 days            more than 5 days

**THE GOVERNMENT WILL SEEK DETENTION IN THIS CASE:**

  X   Yes            No

**The court should not grant bond because the  
Defendant is not bondable because there are  
detainers from other jurisdictions:**

  X   Yes            No